

EXHIBIT D

Anti-tying - continued

Anti-tying Rules - continued

An example of reciprocity would be if a bank provided a loan to a printing company but conditioned the loan on the requirement that the printing company would provide printing services to the bank in addition to the necessary collateral.

Knowledge Check

Select the correct answer by identifying whether the following transactions are tying, exclusivity or reciprocity.

Providing a loan based on the requirement that the client provide an additional service. Correct answer: Reciprocity.

Reciprocity is providing or discounting one product or service on a condition or requirement that the client provide an additional product or service to the bank or any of its affiliates.

Providing a loan only on the condition that the client not obtain a loan from a competitor. Correct answer: Exclusivity.

Exclusivity is providing or discounting one product or service on a condition or requirement that the client not purchase another product or service from a competitor.

Conditioning the availability of deposit services on the client purchasing securities services from an affiliate. Correct answer: Tying.

Tying is the conditioning of the availability of a product or service based on the client obtaining an additional product or service.

Prohibited Conduct

Based on bank regulatory interpretations and other regulatory changes, the anti-tying rules prohibit the following practices:

- A bank may not condition the extension of credit on the client obtaining securities underwriting services from the bank's securities affiliate.
- A bank may not condition the extension of credit on the client entering into a derivative transaction with the bank.
- A bank may not condition the extension of credit on the client purchasing securities using a broker-dealer affiliate.
- A bank may not condition the extension of credit on the client purchasing other real estate owned (OREO) from the bank.